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| <p style="text-align: center;">Town of La Pointe Planning and Zoning Town Plan Commission Special Monthly Meeting Minutes May 13, 2015</p> |
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Town Plan Commission (TPC) Members Present: Ted Pallas, Chair; Charles Brummer, Vice-Chair, Suellen Soucek, Greg Thury, Margie Denton, Mike Starck, Joan Martin (7).

Town Plan Commission members absent: (0).

Public Present: Paul Brummer (1)

Town Staff Members Present: Lisa Potswald, Planning and Zoning Administrator (1).

I. Call to Order/Roll Call

Chair Pallas calls the meeting to order at 4:30 PM. Roll call reflects members present or absent as recorded above.

II. Public Comment

Paul Brummer questions if installation of a commercial kitchen violates Craftivity's Conditional Use Permit. The ZA issued a change of use permit for this purpose on April 28, 2015. Chair Pallas wants this item placed on the next Town Plan Commission agenda for discussion.

III. Approval of Previous Meeting Minutes

G. Thury moves to approve the Town Plan Commission Regular Monthly Meeting minutes of April 29, 2015 as presented. S. Soucek seconds. Six in favor; Chair Pallas abstains. Motion carries.

IV. Zoning Administrator's Report

ZA distributes list of permits for 2015 through May 13, 2015. ZA report for April is reviewed – permit numbers are up.

V. Consideration and/or Action of Permit Applications

None.

VI. New Business

None.

VII. Old Business

A. Parks and Recreation Plan – Rieman Park

TPC members reviewed a packet of information on Rieman Park to clarify the Riemans' expectations regarding the park. After discussion, it was decided that the TPC would like to see a draft budget for creating the park. ZA will prepare this budget and distribute; this item will be on the next agenda for discussion.

M. Denton stated that she has additional comments regarding other sections of the Park and Recreation Plan. This will be a separate agenda item in addition to Rieman Park for the next meeting.

B. NR 115 changes to Zoning Ordinance

Table for the next meeting.

C. Private road/driveway ordinance

- 1) Letter for existing property owners with driveways
- 2) Second draft of ordinance for going forward (new driveways)
- 3) Appeal process

Table for the next meeting.

F. Weddings at Coole Park

Mr. Goldman responded to a ZA email inquiry that they held a wedding at Coole Park on September 27, 2014, so the grandfathered status is in effect until the same date in 2015.

Beth Fischlowitz, former Coole Park owner, called the ZA to point out that the grandfathered status is “rental”, whether that be for renting cabins or land to hold a wedding. ZA stated that the TPC is operating under that interpretation.

VIII. Future Agenda Items

A. Parks and Recreation Plan

B. Rieman Park

C. Craftivity change of use permit for a commercial kitchen

D. NR 115 changes to Zoning Ordinance

E. Private road/driveway ordinance

- 1) Letter for existing property owners with driveways
- 2) Prepare and circulate second draft of ordinance for going forward (new driveways)
- 3) Ensure there is an appeal process

F. SB 104 Update

IX. Schedule Future Meetings

Next Special Monthly Meeting to be held **Wednesday, June 3, 2015 at 4:30 p.m.**

X. Adjournment

G. Thury moves to adjourn. S. Soucek seconds. All in favor. Motion carries. Meeting ends at 4:56 pm.

Town Plan Commission minutes respectfully submitted by Lisa Potswald, Planning and Zoning Administrator, on Thursday, May 14, 2015.

SECTION 9.0 NONCONFORMING USES AND STRUCTURES

9.1 NONCONFORMING USES

The lawful use of a building, structure, or land existing at the time of the adoption or amendment of this Ordinance may be continued although such use does not conform to the provisions of the Ordinance, subject to the following conditions:

- A.** The nonconforming use may not be changed, extended, or expanded.
- B.** If such nonconforming use is discontinued for a period of twelve (12) months, any future use of the building and premises shall conform to this Ordinance.
- C.** Total structural alterations for buildings housing such nonconforming uses shall not during its life exceed fifty percent (50%) of the current equalized assessed value.
- D.** Buildings housing nonconforming uses are allowed routine maintenance and repairs.
- E.** Once a nonconforming use or structure has been changed or altered so as to comply with the provisions of this Ordinance, it shall not revert back to a nonconforming use or structure.
- F.** Where a legal nonconforming building or structure has been destroyed by violent wind, vandalism, fire, flood, ice, snow, mold, or infestation, the structure may be restored to the size, location, and use that it had immediately before the damage or destruction occurred. The size of the structure may be larger than the size it was immediately before the damage or destruction only if necessary for the structure to comply with applicable state or federal requirements.
- G.** Uses that are nuisances shall not be permitted to continue as nonconforming uses.